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4 THE UNITED STATES DISTRICT COURT

5 FOR THE NORTHERN DISTRICT OF CALIFORNIA

6

7 BENTON,

Case No. 08-01073 SBA

8

Plaintiff,

ORDER TO SHOW CAUSE

9 v.

10 AC TRANSIT,

11 Defendant.

12

13 The plaintiff has failed to initiate the conference call for the Case Management Conference
14 set for June 11, 2008 as instructed in the Clerk's Notice dated June 5, 2008 [Docket No. 16].

15 Accordingly, it is ORDERED that:

16 (1) Plaintiff and/or Plaintiff's counsel of record shall appear in Courtroom 3 of the
17 United States Courthouse, 1301 Clay Street, Oakland, California, on July 9, 2008 at 4:00
18 p.m., to show cause why the above-captioned case should not be dismissed without prejudice
19 for failure to prosecute.

20 (2) At least ten days prior to the above hearing, Plaintiff or Plaintiff's counsel of record,
21 must file a Certificate of Counsel with the Clerk of the Court, to explain why the case should
22 or should not be dismissed for failure to prosecute. The Certificate shall set forth the nature
23 of the cause, its present status, the reason it has not been brought to trial or otherwise
24 terminated, any basis for opposition to dismissal by any party, and its expected course if not
25 dismissed.

26 (3) Please take notice that this Order requires both the specified court appearance and the
27 filing of the Certificate of Counsel. Failure to fully comply with this Order will be
28 deemed sufficient grounds to dismiss the case.

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2 IT IS SO ORDERED.
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4 Dated: 6/19/08
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Saundra B. Armstrong
SAUNDRA BROWN ARMSTRONG
United States District Judge